

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 7826

BILL NUMBER: HB 1935

NOTE PREPARED: May 9, 2003

BILL AMENDED: Apr 7, 2003

SUBJECT: Various Public Records Matters.

FIRST AUTHOR: Rep. Oxley

FIRST SPONSOR: Sen. Merritt

BILL STATUS: Enrolled

FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill makes various changes in the laws concerning access to public records and the collection and protection of personal information.

Effective Date: Upon passage.

Explanation of State Expenditures: *Limited Criminal History Checks:* Under current law, state agencies are charged \$7 for a copy of a limited criminal history check and \$3 to view the history on-line. This bill will prohibit the State Police from charging state agencies a fee for a limited criminal history background check if the request is made using Access Indiana.

The provisions in the bill could require the State Police to perform additional background checks. It is presumed that any additional costs incurred by the State Police as a result of this bill will be covered using existing staff and resources.

Explanation of State Revenues: *State Police:* This bill would prohibit the State Police from charging for a limited criminal history check if the request is made by a state agency through Access Indiana. Under current law, agencies are charged \$7 for a copy of a limited criminal history check and \$3 to view the history on-line. The bill also allows the State Police to use an applicant's fingerprints to help determine the applicant's suitability for certain employment with the state that involves contact with, care of, or supervision of minors. The State Police may also use fingerprints for determining identification in a request for a teacher's license. The Department may charge the applicants a fee to help defray its costs. The current state fee for a fingerprint check is \$10. Revenue from these types of background checks is deposited in the state General Fund.

Explanation of Local Expenditures: This bill will allow certain educational institutions and local offices of family and children to obtain limited criminal history checks from the State Police without cost.

Explanation of Local Revenues:

State Agencies Affected: All; Bodies Corporate and Politic; Professional Standards Board; State Police; State Personnel Office; Bureau of Motor Vehicles; State Department of Health; Public Access Counselor; Gaming Commission.

Local Agencies Affected: Schools; County Offices of Family and Children.

Information Sources:

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